

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/236,552	TOMIDA, WATARU	
	<b>Examiner</b>	<b>Art Unit</b>	
	Joseph R. Pokrzywa	2622	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the supplemental response dated 9/30/04.
2. ☒ The allowed claim(s) is/are 14-16, 19, 21 and 22 (renumbered as claims 1-6, respectively).
3. ☒ The drawings filed on 30 September 2004 and 30 October 2002 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                                  |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>20050124</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment   |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|   | 9. <input type="checkbox"/> Other _____.   |

  
 JOSEPH R. POKRZYWA  
 EXAMINER  
 ART UNIT 2622

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments, seen on page 3, filed 9/30/04, with respect to ***claims 14-16, 19, 21, and 22*** have been fully considered and are persuasive. Because the English language translation of the priority document was submitted, the rejection of claims 14-16, 19, 21, and 22, which was cited as being anticipated by Maruyama *et al.* (U.S. Patent Number 6,430,272), has been withdrawn.

### ***Drawings***

2. The replacement sheet of drawings was received on 9/30/04. These drawings are acceptable by the examiner.

### ***Allowable Subject Matter***

3. **Claims 14-16, 19, 21, and 22 are allowed (renumbered as claims 1-6, respectively).**

4. The following is an examiner's statement of reasons for allowance:

Regarding ***claims 14 and 21*** (renumbered ***claims 1 and 5, respectively***), in the examiner's opinion, it would not have been obvious to one of ordinary skill in the art at the time the invention was made to have the internet facsimile device, as claimed, include the features of printing the formed image that has been determined to have a high priority and notifying a user when the image is formed based on the electronic mail data which has been determined to have a high priority.

The closest prior art, the previously cited reference of Mori (U.S. Patent Number 6,384,927) and the newly cited reference of Henderson *et al.* (U.S. Patent Number 6,185,603), each fail to particularly teach these limitations. While Mori does teach of printing an email message when the subject includes a special code (as seen in Fig. 9), Mori fails to expressly teach of notifying a user when the image is formed based on the electronic mail data determined to have a high priority. The newly found reference of Henderson teaches of analyzing subject lines in received email messages for a predefined sequence. However, Henderson also fails to teach of notifying a user **when the image is formed** based on the electronic mail data which has been determined to have a high priority. Because of these reasons, the claims are rendered allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Citation of Pertinent Prior Art***

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

**Owens *et al.*** (U.S. Patent Number 6,633,630) discloses a system that forwards e-mail messages based on stored rules and filters;

**Henderson *et al.*** (U.S. Patent Number 6,185,603) discloses a system that receives e-mail messages and transmits alerting messages.

**Okumura *et al.*** (U.S. Patent Number 5,293,250) discloses a system for notifying a terminal that an urgent electronic mail has been received by a host computer; and

**Toyoma** (U.S. Patent Number 5,155,601) teaches of a facsimile apparatus that sends a facsimile acknowledgment message to a sending device after printing of a received fax message.

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***Conclusion***

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joe Pokrzywa whose telephone number is (703) 305-0146. The examiner can normally be reached on Monday-Friday, 7:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward L. Coles can be reached on (703) 305-4712. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Joseph R. Pokrzywa  
Examiner  
Art Unit 2622



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